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1 UNITED STATES BANKRUPTCY COURT

2 SOUTHERN DISTRICT OF NEW YORK

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5 In the Matter of:

6 SECURITIES INVESTOR PROTECTION

7 CORPORATION,

8 Plaintiff,

9 v.

Case No. 08-01789-smb

10 BERNARD L. MADOFF INVESTMENT

11 SECURITIES LLC,

12 Defendant.

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15 U.S. Bankruptcy Court

16 One Bowling Green

17 New York, New York 10004-1408

18

19 April 25, 2018

20 10:05 AM

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23 B E F O R E :

24 HON STUART M. BERNSTEIN

25 U.S. BANKRUPTCY JUDGE

Page 2

1 Hearing re: Submission of Dean Loren, Executor of the Evelyn
2 Goldberg Estate, dated Jan 24, 2018 (ECF Doc #17160)

3

4 Application for interim professional compensation Twenty-
5 Sixth Application of Trustee and Baker & Hostetler, LLP for
6 allowance of interim compensation for services rendered and
7 reimbursement of actual and necessary expenses incurred from
8 August 1, 2017 through November 30, 2017 for Baker &
9 Hostetler, LLP, Trustee's Attorney, period: 08/01/2017 to
10 11/30/2017, fee \$34,131,524.04, expenses \$290,520.17

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12 Application for interim professional compensation
13 application of Schiltz & Schiltz as special counsel to the
14 trustee for allowance of interim compensation for services
15 rendered and reimbursement of expenses incurred from August
16 1, 2017 through November 30, 2017 for Schiltz & Schiltz,
17 special counsel, period: 08/01/2017 to 11/30/2017, fee
18 \$47,892.27, expenses: \$3,113.00

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1 Application for interim professional compensation
2 application of Higgs & Johnson (Formerly Higgs Johnson
3 Truman Bodden & Co) as special counsel to the trustee for
4 allowance of interim compensation for services rendered and
5 reimbursement of expenses incurred from August 1, 2017
6 through November 30, 2017 for Higgs & Johnson, special
7 counsel, period: 08/01/2017 to 11/30/2017, fee \$41,093.36,
8 expenses: \$3,906.44

9

10 Application for interim professional compensation
11 application of Soroker Agmon Nordman as special counsel to
12 the trustee for allowance of interim compensation for
13 services rendered and reimbursement of expenses incurred
14 from August 1, 2017 through November 30, 2017 for Soroker
15 Agmon Nordman, special counsel, period: 08/01/2017 to
16 11/30/2017, fee \$485,357.61, expenses: \$10,967.12

17

18 Application for interim professional compensation
19 application of Graf & Pitkowitz Rechtsanwalte GmbH as
20 special counsel to the trustee for allowance of interim
21 compensation for services rendered and reimbursement of
22 expenses incurred from August 1, 2017 through November 30,
23 2017 for Graf & Pitkowitz Rechtsanwalte GmbH, special
24 counsel, period: 08/01/2017 to 11/30/2017, fee \$10,997.11,
25 expenses: \$46.98

1 Application for interim professional compensation/Twenty-
2 Fifth application of Windels Marx Lane & Mittendorf, LLP for
3 allowance of interim compensation for services rendered and
4 reimbursement of actual and necessary expenses incurred from
5 August 1, 2017 through November 30, 2017 for Windels Marx
6 Lane & Mittendorf, LLP, special counsel period: 08/01/2017
7 to 11/30/2017, fee \$2,100,296.00, expenses: \$16,306.87
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9 Application for interim professional compensation
10 application of SCA Creque as special counsel to the trustee
11 for allowance of interim compensation for services rendered
12 from August 2, 107 through November 30, 2017 for SCA Creque,
13 special counsel, period: 08/01/2017 to 11/30/2017, fee
14 \$11,589.71, expenses: \$0.00
15

16 Application for interim professional compensation
17 application of Young Conaway Stargatt & Taylor, LLP, as
18 special counsel to the trustee for allowance of interim
19 compensation for services rendered and reimbursement of
20 expenses incurred from August 1, 2017 through November 30,
21 2017 for Young, Conaway, Stargatt & Taylor, special counsel,
22 period: 08/01/2017 to 11/30/2017, fee \$141,485.22, expenses:
23 \$5,414.05
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1 Application for interim professional compensation
2 application of Williams Barristers & Attorneys as special
3 counsel to the trustee for allowance of interim compensation
4 for services rendered from August 1, 2017 through November
5 30, 2017 for Williams Barristers & Attorneys, special
6 counsel, period: 08/01/2017 to 11/30/2017, fee \$302,928.61
7 expenses: \$0.00

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9 Application for interim professional compensation
10 application of UGGC & Associes as special counsel to the
11 trustee for allowance of interim compensation for services
12 rendered from August 1, 2017 through November 30, 2017 for
13 UGGC & Associes, special counsel, period: 08/01/2017 to
14 11/30/2017, fee \$71,205.95, expenses: \$1,816.17

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16 Application for interim professional compensation
17 application of Browne Jacobson, LLP as special counsel to
18 the trustee for allowance of interim compensation for
19 services rendered and reimbursement of actual and necessary
20 expenses incurred from August 1, 2017 through November 30,
21 2017 for Browne Jacobson, LLP, special counsel, period:
22 08/01/2017 to 11/30/2017, fee \$986,539.78, expenses:
23 \$17,040.11

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1 Application for interim professional compensation
2 application of Eugene F. Collins as special counsel to the
3 trustee for allowance of interim compensation for services
4 rendered from August 1, 2017 through November 30, 2017 for
5 Eugene F. Collins, special counsel, period: 08/01/2017 to
6 11/30/2017, fee \$9,279.67, expenses: \$0.00

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8 Application for interim professional compensation
9 application of Cochran Allan as special counsel to the
10 trustee for allowance of interim compensation for services
11 rendered from August 1, 2017 through November 30, 2017 for
12 Cochran Allan, special counsel, period: 08/01/2017 to
13 11/30/2017, fee \$504.90, expenses: \$0

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15 Application for interim professional compensation
16 application of The Scaletta Law Firm, Pllc as special
17 counsel to the trustee for allowance of interim compensation
18 for services rendered from August 1, 2017 through November
19 30, 2017 for The Scaletta Law Firm, PLCC, special counsel,
20 period: 08/01/2017 to 11/30/2017, fee \$21,721.05, expenses:
21 \$280.16

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1 Application for interim professional compensation
2 application of Robbins, Russell, Englert, Orseck, Untereiner
3 & Sauber, LLP as special counsel to the trustee for
4 allowance of interim compensation for services rendered from
5 September 22, 2017 through November 30, 2017 for Robbins,
6 Russell, Englert, Orseck, Untereiner & Sauber, LLP, special
7 counsel, period: 09/22/2017 to 11/30/2017, fee \$62,172.00,
8 expenses: \$493.37

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25 Transcribed by: Sherri L. Breach

1 A P P E A R A N C E S :

2 BAKER HOSTETLER

3 Attorneys for the Trustee

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5 New York, NY 10111

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7 BY: AMY E. VANDERWAL, ESQ.

8 DAVID J. SHEEHAN, ESQ.

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12 Attorneys for Unspecified

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16 BY: ALAN NISSELSON, ESQ.

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18 LAW OFFICES OF LALIT K. JAIN, ESQ.

19 Attorneys for Dean Loren

20 6122 Booth Street

21 Rego Park, New York 11374

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23 BY: LALIT K. JAIN, ESQ.

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Page 9

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2 Attorneys for SiPC

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4 Washington, D.C. 20006

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6 BY: KEVIN H. BELL, ESQ.

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1 P R O C E E D I N G S

2 THE COURT: Please be seated.

3 Madoff. I'll hear the matter brought on by Mr.
4 Loren first.

5 (Pause)

6 THE COURT: Would you give your appearances,
7 please?

8 MR. BLANCHARD: Jason Blanchard of Baker Hostetler
9 for the trustee.

10 MR. JAIN: Lalit J. Jain on behalf of Dean Loren.

11 THE COURT: Okay. Thank you.

12 Go ahead, Mr. Jain.

13 MR. JAIN: What we have filed, Your Honor, is an
14 information that in the course of Dean Loren as the executor
15 marshaling the assets of Evelyn Goldberg estate, she is the
16 widow of Simon Goldberg.

17 THE COURT: She's also deceased, isn't she?

18 MR. JAIN: Yes. In the course of that Mr. John
19 Fischer (ph), he is now with the Anne Berger (ph) law firm.
20 He was with Hopper (ph) way back. He submitted quite a few
21 of accounting information to us from (indiscernible)
22 accounting information, and they have a list of both U.S.
23 and Canada treasury bonds and other assets.

24 When Dean Loren became aware of the Madoff
25 situation with U.S. treasury bond investments, we thought

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1 that that information that we had, if shared with the
2 trustee, might be helpful to them and that was the reason
3 for the petition being made by Dean. And I am acting as of
4 counsel now.

5 THE COURT: So what relief are you seeking from
6 the court today?

7 MR. JAIN: What I'm seeking is either a court
8 order, but we had a discussion yesterday for us to talk with
9 each other and if they are interested in the information we
10 will submit that information to them. So we don't need a
11 court order since they agreed yesterday they would -- they
12 are willing to talk to us.

13 THE COURT: But I thought Mr. Loren had filed a
14 claim on behalf of the estate under SIPA?

15 MR. JAIN: Correct.

16 THE COURT: Is it your contention that Evelyn
17 Goldberg or her estate had an account with Madoff
18 Securities?

19 MR. JAIN: No. I don't think that would be our
20 contention because there is none. What our contention is
21 that she being a beneficiary of the Simon Goldberg estate --

22 THE COURT: I'm sorry. Who's she?

23 MR. JAIN: Evelyn.

24 THE COURT: Oh, okay.

25 MR. JAIN: Sorry. Evelyn Goldberg being a

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1 beneficiary of the Simon Goldberg estate and that Simon
2 Goldberg estate has been open for like 30 years now,
3 (indiscernible) and that's where executor learned that most
4 of the investments were handled through John Fischer and
5 there is an account of, what was the name?

6 MR. LOREN: Wolf Popper as --

7 MR. LOREN: Wolf Popper as one of the account
8 holders in the list. So since everything is in the dark for
9 us, we were interested in sharing the information that we
10 have to the trustee. And if they can marshal the assets of
11 the trust of Madoff based on the information that we have
12 and we are willing to share, we all will benefit from that
13 from the Simon estate down to the Evelyn Goldberg estate.

14 THE COURT: All right. So you don't -- you don't
15 want any specific relief from the Court. You just want to
16 give them information?

17 MR. JAIN: Correct. Hold on one second.

18 (Pause)

19 MR. JAIN: Yes, Your Honor, because if the
20 information does not disclose anything more, then there's no
21 relief for us.

22 THE COURT: Okay. All right. Anything from the
23 trustee?

24 MR. BLANCHARD: Thank you, Your Honor. Jason
25 Blanchard for the trustee.

1 THE COURT: Would you keep your voice up, please.

2 MR. BLANCHARD: Yes, Your Honor.

3 To the extent that Mr. Loren seeks the opportunity
4 to file a late claim we would reject that --

5 THE COURT: Well, he's saying -- as I understand
6 it he's saying they didn't have a BLMIS account, right?

7 MR. JAIN: That's correct, Your Honor.

8 THE COURT: And the only claim we're talking about
9 is a SIPA claim that was filed, right?

10 MR. JAIN: Yes.

11 THE COURT: Okay. So that claim has to be
12 disallowed.

13 MR. JAIN: Okay.

14 THE COURT: Whether you have some other sort of
15 claim against the general estate, I don't know. But, you
16 know, you can give the trustee your information.

17 MR. JAIN: No. Excuse me, Your Honor.

18 THE COURT: Oh, sure.

19 (Pause)

20 MR. JAIN: Okay, Your Honor. Our claim is through
21 Wolf Popper. As I mentioned, Wolf Popper does have an
22 account --

23 THE COURT: Okay.

24 MR. JAIN: -- that is listed. So we have to go
25 via Wolf Popper.

1 THE COURT: So you have a claim against Wolf
2 Popper that has an account with BLMIS, Bernard --

3 MR. JAIN: That is correct --

4 THE COURT: -- Madoff Securities.

5 MR. JAIN: -- because --

6 THE COURT: I see.

7 MR. JAIN: -- that's on the list.

8 THE COURT: Okay. And that's the basis of your --
9 are you asserting a claim against the Madoff estate is
10 really my question --

11 MR. JAIN: Bottom line, yes, if the information
12 turns out that the investments of Simon Goldberg estate,
13 whose beneficiary is Evelyn Goldberg estate, does have
14 assets coming from the Madoff trust.

15 THE COURT: Okay. Yes, sir.

16 MR. BLANCHARD: Our understanding is that Wolf
17 Popper does not have an account with BLMIS.

18 THE COURT: They've never had a BLMIS account?

19 MR. BLANCHARD: Not to my understanding because
20 they --

21 THE COURT: Okay.

22 MR. BLANCHARD: -- represented certain parties
23 that had accounts with BLMIS, but --

24 THE COURT: Right.

25 MR. BLANCHARD: -- not the Goldbergs nor Mr.

1 Loren.

2 THE COURT: What -- what's the basis of your
3 belief or understanding that Wolf Popper had a Madoff
4 Securities' account?

5 MR. JAIN: Excuse me, Your Honor.

6 (Pause)

7 MR. JAIN: Wolf Popper as an account holder is
8 mentioned in the list of 162 pages that we got.

9 THE COURT: In the --

10 (Pause)

11 THE COURT: I don't have a list of 162 pages.

12 MR. JAIN: It's like a lot of fine prints that we
13 go through with a microscope, unless they deny that Wolf
14 Popper is not listed in those -- in that list.

15 MR. LOREN: It's the last page, sir. Page 162 of
16 Exhibit A of the first document that's listed on the docket
17 sheet. I believe it's Mr. John Franks. Let me just look at
18 my --

19 THE COURT: I don't have 162 page exhibit.

20 MR. BLANCHARD: Your Honor, at Docket Item Number
21 76-1 on the 163rd page there is a --

22 THE COURT: I -- yeah.

23 MR. BLANCHARD: -- Wolf Popper, attention Marion
24 Popper account. But our understanding is that -- sorry.
25 There's Wolfe Popper, LLP is identified here, attention

1 Marion Popper, but our understanding is that Wolfe Popper
2 itself did not have a BLMIS account.

3 THE COURT: Who owned -- who owned that account,
4 do you know?

5 MR. BLANCHARD: I do not, Your Honor.

6 THE COURT: So what makes you think that Wolf
7 Popper didn't have an account?

8 MR. BLANCHARD: It's based on Mr. Segal's
9 declaration and my overview of the customer --

10 THE COURT: Did Mr. Segal say that Wolf Popper
11 didn't have an account? I thought he looked to see if Ms.
12 Goldberg had an account.

13 MR. LOREN: If it please the Court, the affidavit
14 of the employee of Irving Picard's trustee did attest to
15 that there were receipts and accountings alleging that Wolf
16 Popper, LLP was a client.

17 THE COURT: Was a client of -- you mean a customer
18 of BLMIS?

19 MR. LOREN: Yes, sir. And it was his sworn
20 affidavit which is the first document on your exhibit list
21 within this case. It is Docket -- Document Number 1 --

22 THE COURT: Well --

23 MR. LOREN: -- affidavit of service.

24 THE COURT: So the basis of your understanding
25 that Wolf Popper had an account with BLMIS is that Wolf

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1 Popper received notice of the claims procedures? Okay. And
2 I'm being told they may have received notice, but they
3 didn't have an account.

4 MR. LOREN: Bernie also did not reveal the
5 Canadian and U.S. treasury accounts, either.

6 THE COURT: Which treasury accounts?

7 MR. LOREN: From the 703 accounts that just came
8 out in the April 26th, 2017 deposition in which he listed
9 the -- how the transactions were done to which our expressly
10 laid out in our 1992 to 1993 accounting.

11 THE COURT: What is the connection between those
12 treasuries and the treasuries you're talking about which I
13 guess were held by Ms. Goldberg or the estate of Ms.
14 Goldberg?

15 MR. LOREN: Those treasuries were, in fact, part
16 of or the bounty out of the 703 comingled accounts that Mr.
17 Madoff traded at BLMIS on the 17th floor by Mr. Pasquale.

18 THE COURT: But what's the basis of your
19 understanding that the treasuries that were either in Mr.
20 Goldberg's estate or Ms. Goldberg's estate were the same
21 treasuries that were in the 703 account?

22 MR. LOREN: That they were under complete and
23 total control of Wolf Popper and that they have actually no
24 reference to who their broker was. They have undeclared
25 amounts. They do not know where they are receiving them

1 from.

2 And, in fact, that is why we are here with the
3 claim because when Irving Picard produces those claim
4 receipts that he has already sworn to, we will be able to
5 track those accounts and match them with the 80 pages. And
6 this is just '93 to '95. There is at least 300 more pages
7 of treasuries that will match and that will prove that there
8 is a link for the comingled accounts in the 703 at the BLMIS
9 to Wolf Popper, to Simon Goldberg's estate, to the Evelyn
10 Goldberg estate so that we can distribute them to the
11 Vatican.

12 THE COURT: Okay. So let me see if I understand
13 what your theory is. Either of the Goldberg estates or
14 Goldberg's or their estates own treasuries.

15 MR. LOREN: Yes, sir.

16 THE COURT: And your contention is that Wolf
17 Popper had an account and Wolf Popper deposited those
18 treasuries into their account which Madoff then placed in
19 his 703 account or whatever account he was maintaining?

20 MR. LOREN: No, sir.

21 THE COURT: Okay. Explain to me --

22 MR. LOREN: Wolf Popper --

23 THE COURT: I'm just trying to get the connection
24 between your claim and this estate.

25 MR. LOREN: Yes, sir. It is convoluted because

1 Wolf Popper had total control of the Simon Goldberg estate

2 --

3 THE COURT: Okay.

4 MR. LOREN: -- through fraud. That has been
5 proven.

6 THE COURT: Uh-huh.

7 MR. LOREN: They took the assets from the Simon
8 Goldberg estate and handed them to a comingled account at
9 Wolf Popper. Wolf Popper then placed those monies for
10 investments at BLMIS. Those investments out of the 703
11 pursuant to the deposition of April 26th, 2017 were then
12 used to purchase treasuries. Those treasury receipts were
13 then used to create the filings in Simon Goldberg estate.

14 So they actually used our cash to purchase U.S.
15 and Canadian treasuries which Mr. Madoff has admitted and
16 that were done on the Bloomberg terminals. And, therefore,
17 there is a direct trail that we can now follow through
18 Bloomberg terminals to JPMorgan and we can ascertain under
19 which account of the big four clients Wolf Popper through
20 the Simon Goldberg monies in order to purchase the U.S.
21 treasuries and Canadian treasuries.

22 And, sir, if this transcript had not been made
23 confidential, have this information been made earlier, I
24 have been asking since 2012 with Mr. Picard, I would have
25 been able to confront Mr. Fischer of Wolf Popper before

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1 Surrogate Maya (ph) and said, excuse me, I want an
2 accounting that tells me where these securities come from.
3 You have no broker listed. You have nothing listed except
4 for accounts that say undeclared income we have no knowledge
5 about. We have U.S. and Canadian treasuries that are
6 trading almost every day, no broker. It matches word for
7 word Mr. Madoff's direct testimony from April 26th, 2017 to
8 the next day, April 27th.

9 And by your order they were made confidential
10 which means I did not have knowledge of them until 2018 and
11 I had already started to settle with Wolf Popper.

12 THE COURT: If Wolf Popper diverted the treasuries
13 as you say, why do you think it was put into a Madoff
14 account as opposed to somewhere else?

15 MR. LOREN: Because Madoff had direct -- I mean --
16 oh. The monies that were taken from Simon Goldberg estate
17 were comingled into a Wolf Popper --

18 THE COURT: That I understand.

19 MR. LOREN: Okay. Wait. And the person
20 responsible for the total control and investment was Emily
21 Madoff, Bernie's cousin.

22 THE COURT: This is -- is -- what makes you think
23 it's -- she's Bernie's cousin?

24 MR. LOREN: She is directly related through
25 Bernie's, Ralph Madoff --

1 THE COURT: Who is Ralph Madoff?

2 MR. LOREN: -- is Bernie's father. Ralph is the
3 son of Abraham. There were five children and it's Rae
4 Madoff who will go to Boston and marry into the Boston
5 Madoffs in Brookline, Massachusetts, to which Morton Madoff
6 will be produced. That is the father of Emily and Emily and
7 her sister, Rae (ph), will become trust and estate
8 attorneys. Rae Madoff works for Boston University which is
9 one of the victims. Morton Madoff, her father, is a doctor,
10 is with another university that is another victim. Emily
11 Madoff came to New York, worked with Wolf Popper and we have
12 absolute evidence that they were using trust and estates out
13 of the Manhattan Surrogate Court to plunder monies and put
14 them into a comingled account at Wolf Popper or under the
15 big four and used to invest on the 17th floor by Mr.
16 Pasquale by BLMIS.

17 THE COURT: I'm just trying to understand. What
18 is the connection or the relationship between Emily Madoff
19 and Bernard Madoff, slowly?

20 MR. LOREN: Emily Madoff, the cousin of Bernard
21 Madoff.

22 THE COURT: She's a first cousin?

23 MR. LOREN: I believe that would be a first
24 cousin.

25 THE COURT: What's the common -- who is the common

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1 ancestor?

2 MR. LOREN: Rae Madoff.

3 THE COURT: That's a man or a woman?

4 MR. LOREN: A woman.

5 THE COURT: Okay. So Rae Madoff and what is her
6 relationship to Bernie Madoff?

7 MR. LOREN: Rae? Oh, that would be his aunt.

8 THE COURT: But who is the common ancestor?

9 MR. LOREN: Abraham.

10 THE COURT: Okay.

11 MR. LOREN: Abraham Madoff. He comes to America
12 in 1898, settles in Pennsylvania and then moves to the
13 Bronx.

14 THE COURT: Okay. So Abraham Madoff, now trace
15 his lineage down to Bernard.

16 MR. LOREN: Abraham Madoff then has five children.

17 THE COURT: Uh-huh. And is one of those children
18 Bernard's father?

19 MR. LOREN: Ralph. Yes, sir.

20 THE COURT: Okay. So one of the children is
21 Ralph. And Ralph Madoff is Bernard's father?

22 MR. LOREN: Yes, sir.

23 THE COURT: Okay. Now as for Emily, what's her
24 connection to Abraham?

25 MR. LOREN: Her father is Morton.

Page 23

1 THE COURT: Well --

2 MR. LOREN: And Morton is descended from Rae.

3 THE COURT: You told me Abraham Madoff --

4 MR. LOREN: Yes.

5 THE COURT: -- was one of Rae's children, was
6 Rae's child, right?

7 MR. LOREN: Abraham gave birth to Rae. Yes.

8 THE COURT: Okay. So Rae is a child of Abraham?

9 MR. LOREN: Yes.

10 THE COURT: One of the five children you told me
11 about?

12 MR. LOREN: I believe so.

13 THE COURT: So she would be a sibling of Ralph's?

14 MR. LOREN: Yes.

15 THE COURT: And her relationship to Emily?

16 MR. LOREN: She is -- Emily would be most likely
17 -- well, because she's -- okay. Morton is descended from
18 Rae Madoff, the sibling of Ralph.

19 THE COURT: Oh, boy.

20 MR. LOREN: You have to understand in the Hasidic
21 community it is not a direct line and --

22 THE COURT: Well, I'm just trying to understand
23 the --

24 MR. LOREN: Yes.

25 THE COURT: You told me the common ancestor is

1 Abraham.

2 MR. LOREN: Yes.

3 THE COURT: Abraham had five children.

4 MR. LOREN: Yes.

5 THE COURT: Which of those children figures into
6 the lineage we're talking about?

7 MR. LOREN: Both Ralph and Rae.

8 THE COURT: Okay. And you've told me Ralph is the
9 father of Bernard.

10 MR. LOREN: Yes, sir.

11 THE COURT: And Rae is the mother of who?

12 MR. LOREN: Morton, or connected to Morton Madoff.

13 THE COURT: How is she connected if she's not the
14 mother?

15 MR. LOREN: She could be -- you know, at this
16 point the Hasidic records are absent. They disappear right
17 at this moment in Boston. But we do know it is in
18 Brookline, Massachusetts. We could bring Emily Madoff here
19 and have her trace her lineage and her sister, Rae, and her
20 sister, Judy, who married Jeff Boxer and Jeff Boxer's father
21 is Steven Boxer who married Barbara Levy to become Senator
22 Barbara Boxer, another Madoff recipient.

23 THE COURT: Okay. Now you told me that the
24 Hasidic records in Boston disappeared. What happened to
25 them?

Page 25

1 MR. LOREN: I have no idea. At this point there's
2 probably a marriage. And so the Madoffs, because it's a
3 Madoff to a Madoff, it's probably not being registered.
4 These are European -- and European I'm using the old sense
5 of the words. These are Russian Europeans coming over.
6 There is a mix -- not -- there is not very good record
7 keeping. The only reason why we have Abraham is because he
8 came in and he was directly through Ellis Island and we have
9 those -- and he settles in the Bronx. Massachusetts, not so
10 well.

11 THE COURT: Uh-huh.

12 MR. LOREN: There -- and that is why we are
13 missing -- there's also another child and her name is like
14 Zita (ph). It's another Russian female name. She
15 disappears.

16 THE COURT: What do you mean she disappears?

17 MR. LOREN: The records disappear. They move to
18 Massachusetts and disappear. In Brookline and I think it's
19 --

20 THE COURT: You think somebody removed them to
21 hide something?

22 MR. LOREN: No. I think they just intermarried.
23 There was no need to file because this was a Hasidic
24 approved marriage and, you know, an orthodox approved
25 marriage and they don't necessarily record everything.

1 These are first cousins marrying each other. They're
2 directly related. It may be a scandal, but at this point
3 it's policy within the orthodox Jewish community to
4 intermarry. So I don't throw shade on that, sir.

5 THE COURT: Okay. So I asked Mr. Jain this. I'll
6 ask you. What is the relief that you're seeking from the
7 Court today?

8 MR. LOREN: We want our money that was invested in
9 BLMIS.

10 THE COURT: Through Wolf Popper.

11 MR. LOREN: Yes, sir, or through the accounts
12 represented by Wolf Popper to which they directed our monies
13 into. They comingled our monies.

14 THE COURT: I got it. All right.

15 MR. JAIN: Thank you.

16 THE COURT: Thank you.

17 Any -- anything else?

18 MR. LOREN: And I apologize for the convolution,
19 sir. It took me three years to figure it out and then when
20 I saw the transcript, bingo, all the trades matched.

21 THE COURT: Uh-huh.

22 MR. LOREN: And I want to thank you for ordering
23 that deposition in Georgia.

24 THE COURT: Okay. Anything from the trustee?

25 MR. BLANCHARD: It's set forth in our papers --

1 THE COURT: All right. I'll reserve decision.

2 MR. BLANCHARD: Thank you, Your Honor.

3 THE COURT: Thank you very much.

4 MR. JAIN: Thank you, Your Honor.

5 MR. LOREN: Thank you, sir.

6 Would we be able to submit any papers?

7 THE COURT: What would you like to submit?

8 MR. LOREN: Well, we have the -- the reason being
9 -- sir, would you like to step back?

10 Evelyn Goldberg exposed the Madoffs in 1993. And,
11 in fact, she did it on April 16th. There was a memo written
12 by Wolf Popper that explained to Emily Madoff that she was
13 to stand in front of Renie Roth (ph) and keep her mouth shut
14 because Renie Roth, the surrogate, already knew and was
15 going to deny everything.

16 There -- at this point the entire Madoff scheme is
17 collapsing. She now brings this -- Evelyn finds this memo
18 on April 15th for an accounting hearing at John -- at Wolf
19 Popper's offices. She starts to contact the district
20 attorney, the federal people, the IRS and then Wolf Popper
21 slaps a fraudulent GAL on Evelyn so that everybody will
22 disbelieve her. And we have telephone records that prove
23 that Wolf Popper created the false GAL on June 8th and then
24 had the order created on June 30th when Eve Preminger (ph)
25 wouldn't sign it and forced Judge Roth to sign it on June

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1 30th.

2 At the same time the New York Post is exposing Eve
3 Preminger on June 1st, 1993 for patronage with these people.
4 And secretly Wolf Popper is doing a Canadian ancillary
5 probate action that we know nothing about because Simon
6 Goldberg was a Canadian citizen. And it is Wolf Popper who
7 helped keep the false death certificate that he was a U.S.
8 citizen. That's how they got control of the estate.

9 So at this point Evelyn Goldberg is saying, hey,
10 Wolf Popper has forged all these -- this guardian ad litem.
11 There was no hearing. I'm here to remove Fischer as Wolf
12 Popper's attorney and Mandelbaum (ph) for forgery on checks
13 that have been proved. He has been a CPA without a license
14 misrepresenting them. And Ms. Goldberg then gets slapped
15 with a GAL.

16 There is a conspiracy hearing in 1995 when Roth is
17 about to be re-elected. At the conspiracy hearing Wolf
18 Popper openly admits on the transcript in trying to get the
19 special referee to drop the GAL questions because at all
20 times Wolf Popper is directly handing the information to the
21 GAL and Evelyn Goldberg is not receiving it.

22 And, sir, for your information I brought you what
23 is the docket in 2010 of 20, 20 documents that don't even
24 have the petition on it in the Surrogate's Court. And after
25 I complained to the IRS through a congressman that I work

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1 with we have 190 documents placed on the docket in 2015.
2 This is three years after I've gone to Mr. Picard. Twenty-
3 five documents that have no relation or no mention of fraud
4 to a hundred -- no -- well, we add this to the 190, so now
5 we have 210 documents expressly addressing the fraud.

6 Sir --

7 THE COURT: Have you raised this in State Court?

8 MR. LOREN: They are freaking out, sir, that we --
9 they -- Judge Maya took the file and personally ordered
10 these to be put on when the IRS contacted her. She is
11 beside herself because Judge Roth got caught living the GAL
12 with Harvey Korn (ph). That was to silence the Madoff --

13 THE COURT: Who is Harvey Korn?

14 MR. LOREN: Harvey Korn was the guardianship clerk
15 for the Manhattan Surrogate Court and he was also the
16 attorney responsible for -- there was a wealthy socialite
17 who was, Asther (ph). He was the attorney that did all the
18 papers for Asther for the guardian ad litem that was
19 responsible for her being held prisoner on the couch and
20 that eventually killed her. That's what they did not want
21 to come out.

22 And, in fact, today --

23 THE COURT: They didn't want the Asther case to
24 come out?

25 MR. LOREN: Yes. That it was also under the

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1 control of this Harvey Korn guardianship. This was common
2 at the time, sir, in 1993. Jack Newfield (ph) was breaking
3 the story. And then today I see that the Rockefeller heir
4 is also before Judge Maya contesting the same issue. And,
5 in fact, all her funds were directed through JPMorgan and
6 Merril Lynch the same way.

7 And on top of that when I contacted Irving
8 Picard's law firm and I personally spoke with Irving Picard
9 within 48 hours I received a call from the New York City Law
10 Department saying that I was being charged with stealing
11 \$72,000 --

12 THE COURT: What is that about?

13 MR. LOREN: It was from a Bank of America account
14 and I said, I don't know. I don't have \$72,000. I said,
15 please send me the Bank of America account. I went to Bank
16 of America. They said, this \$72,000 is in a branch in Las
17 Vegas. That branch in Las Vegas had \$72,000 that was moved
18 out of Merril Lynch accounts and were being double counted
19 on the Bank of America books which were under investigation
20 at that time.

21 I called Merril Lynch. They personally called the
22 New York City Law Department and in five minutes they called
23 me back and said, there is no longer any investigation. One
24 month later, Bank of America settled with the Department of
25 Justice for the fraud. I was never informed.

1 Then I receive non-stop calls from a debt
2 collector at the same time from Illinois. I look on the web
3 where this debt collector is. All of a sudden it's a four-
4 way intersection in Cornfields. So I call Lisa Mattigan
5 (ph), the attorney general. I say, excuse me. I'm involved
6 in the Madoff case and all of a sudden -- well, this Madoff
7 fraud and I have this debtor calling me, debt collection.
8 They say, oh, she's not here. Let's go to the capital.

9 I call. They send me to the capital and I get the
10 executive secretary of Mattigan. I explain to her that I'm
11 being harassed by this imaginary firm. They ask me to fax
12 the information to them and I ask the spelling of the first
13 name, just to make sure that -- Lisa, sometimes, you know,
14 there is a misspelling of Lisa. It comes in different
15 manners. They say, it's Michael. It's Michael Mattigan's
16 office that I'm speaking with and he is the speaker of the
17 Illinois government, the senate. He turns around and within
18 five days I receive a letter that says we will never bother
19 you again.

20 THE COURT: You had asked -- this had started,
21 though, you had asked whether you could submit additional
22 papers. You can submit additional papers within seven days.

23 MR. LOREN: Yes. And also we would like the Court
24 to have Irving Picard submit the Wolf Popper documents that
25 finger them as a client because we believe that there has to

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1 be a mutual -- we have proof beyond a doubt, summary
2 judgment, cannot be thrown out. We have shown without a --
3 beyond a preponderance so now the burden shifts to Irving
4 Picard to also show us the Michael -- the Wolf Popper papers
5 and we are due those, sir.

6 THE COURT: Okay. Thank you.

7 MR. JAIN: Thank you, Your Honor.

8 MR. LOREN: And we would like that to be requested
9 today, that they produce those to us and we will produce all
10 our documents to them so that you can have a final decision
11 based on facts, truth and accuracy, sir. Would that be okay
12 for you to explain to Irving Picard to produce those to us?

13 THE COURT: I'll reserve decision.

14 MR. JAIN: Thank you, Your Honor.

15 MR. LOREN: Is there a reason, sir?

16 THE COURT: You raise very difficult issues. I
17 would like to think about it.

18 MR. LOREN: They're only truth, sir. These
19 documents exist. They are there. They prove our case.

20 THE COURT: Okay. Thank you.

21 MR. LOREN: And I appreciate your time and
22 patience. It's a very difficult process. And I will be
23 sending my papers also to the Congress.

24 THE COURT: Thank you very much.

25 MR. JAIN: Thank you, Your Honor.

1 THE COURT: Thank you, Mr. Jain.

2 MR. BLANCHARD: Thank you, Your Honor.

3 THE COURT: Thank you.

4 (Pause)

5 THE COURT: The next matter on the calendar are
6 the fee applications.

7 MR. SHEEHAN: Good morning, Your Honor. David
8 Sheehan with Baker Hostetler on behalf of the trustee and
9 the firm of Baker Hostetler.

10 Today is the return date of the 26th interim fee
11 application. On behalf of the trustee's counsel and all of
12 the related counsel including conflicts counsel who have
13 worked in the case during the period from August 1, 2017 to
14 November 30, 2017.

15 THE COURT: I'm waiting for Mr. Bell to give me
16 the day count. Don't steal his --

17 MR. SHEEHAN: He has --

18 THE COURT: -- thunder.

19 MR. SHEEHAN: He tells me has it to the second.

20 THE COURT: Okay.

21 MR. SHEEHAN: Yeah. So I'm holding him to it.

22 THE COURT: Unfortunately, we're getting close to
23 the tenth anniversary, so that will be a special day, I
24 guess.

25 (Laughter)

1 MR. SHEEHAN: In any event, so as I normally do,
2 Your Honor, I thought I would just report on --

3 THE COURT: Yeah.

4 MR. SHEEHAN: -- a few of the major things that
5 are occurring. And especially with regard to the related
6 counts.

7 Your Honor has a, I would say at this point given
8 our -- the number of appearances here close to an intimate
9 knowledge of what the trustee and his counsel are engaged in
10 from the various matters from ET to Merkin (ph) to whatever
11 the case may be, Magnify, et cetera.

12 So I won't dwell on that. The only thing I would
13 say to Your Honor is, is that we have spending a, not an
14 insignificant amount on the extraterritoriality appeal. And
15 as I'm sure Your Honor has noticed (indiscernible) is that
16 there have been just multiple extraterritoriality opinions
17 by both the Supreme Court and the Second Circuit. We're
18 just trying to keep track of those and it's -- it's going to
19 be a very, very interesting appeal.

20 The -- with regard to the foreign, Your Honor, is,
21 again, familiar with the Magnify matter. You just issued an
22 opinion on the motion to dismiss.

23 THE COURT: Is there --

24 MR. SHEEHAN: So --

25 THE COURT: Is there litigation in Israel relating

1 to that?

2 MR. SHEEHAN: Yes. As a matter of fact, one of
3 the things that we're going to try and resolve is where it's
4 going to end up as a matter of fact because we did not file,
5 and I don't know if we ever informed Your Honor of this, but
6 we didn't file the Israeli action until the last minute and
7 there is a six-year statute there. So it's only been filed
8 a little over three years ago. We wanted to proceed here,
9 but it -- you know, a lot of things intervened. Your
10 Honor's familiar with those as well.

11 And so as a result that case started to move much
12 more quickly and we ended up, there were two cases --

13 THE COURT: Who were the defendants in those
14 cases?

15 MR. SHEEHAN: Pardon, Your Honor.

16 THE COURT: Who were the defendants?

17 MR. SHEEHAN: The -- well, the majority -- well,
18 Mr. Green (ph) is a defendant there as well as sort of any
19 other defendants that are before Your Honor. But in
20 addition a large amount of the defendants are indeed
21 recipients, subsequent transferees we would call them of the
22 (indiscernible) if you will of Ishie Horowitz (ph) and we've
23 sued everyone from the Hebrew University to the Bangorian
24 University to -- it's an array of prominent people who have
25 received these funds.

1 And there, unlike here, it's basically an unjust
2 enrichment cause of action because we're not barred from
3 that. One thing about this case is I've learned more about
4 laws in 27 jurisdictions than I ever thought I would. But
5 as a result we're proceeding with that there. But it's
6 (indiscernible) not unlike litigation I think everywhere.

7 So right now our preference as always is to try
8 the case here before Your Honor, to do it in the Southern
9 District. That's what we're trying to proceed with there --
10 here. But in the meantime we wanted to protect the, you
11 know, the trustee's cause of action. And so as a result we
12 filed the news reel.

13 And that's why you see Soroker Agmon which is
14 honorable counsel there, one of the top three people in the
15 interim fee applications in terms of hours and dollars
16 because of all the work that they're doing there on a daily
17 basis, including a modified form of discovery. They have
18 more or less an English system which if Your Honor is I
19 think probably familiar with, but in the sense that there's
20 no discovery. I'm beginning to -- after what we've been
21 going through here I'm starting to think that maybe we
22 should adopt it which is hey --

23 THE COURT: It's cheaper.

24 MR. SHEEHAN: Yeah. Well, you just take
25 everything you have and you give it to the other side and

1 that's it. And it's up to them to figure it all out. And
2 they try to the case basically on affidavits and cross-
3 examination. So it's a much reduced system.

4 So in any event, it would get rid of at least a
5 lot of discovery applications that we have. So that's
6 what's going on over there and a lot of translation and that
7 kind of work. It's quite frankly quite tedious, but it
8 requires a lot of attention to get it done right.

9 Then, of course, we have our -- the people at
10 Williams Barristers & Attorneys down in Bermuda. While Your
11 Honor doesn't see a lot of it here in the courtroom, you're
12 familiar with the fact that the King -- the liquidators in
13 Kingate -- you may not be familiar with this. But they --
14 they've reached a settlement and it's one of the things that
15 I find fast eddy about working with foreign jurisdictions.
16 I always think that this should be.

17 But there -- it's -- it's private. We can't get
18 access to it. We were actually barred from the courtroom.

19 THE COURT: Who did Kingate --

20 MR. BELL: Well --

21 THE COURT: -- get upset with?

22 MR. BELL: -- what it is is it's not the
23 liquidators. It's actually -- well, it is the liquidators,
24 but it's Kingate Management, the management company for
25 Kingate. It -- and they together with Thin (sic) and

1 together with, there's another company in between, oh, and
2 the funds themselves, Global and Euro, they all sued, you
3 know, and they tried to bring a suit against, not Seretti &
4 Grasso (ph), but other third banks and other intermediaries
5 on the basis that the NAV had been paid out on a mistake of
6 fact.

7 That action was rejected by the English courts and
8 suggested that what they really needed to do was bring a
9 fraud cause of action at which time that action would have
10 essentially paralleled to ours in terms of what was being
11 said. So as a result they've settled.

12 And just again everything is related in this case.
13 They're not trying to introduce the settlement into the
14 Second Circuit record on extraterritoriality. So we have a
15 whole skirmish going on about that.

16 THE COURT: What does the settlement have to do
17 with it?

18 MR. SHEEHAN: Pardon

19 THE COURT: What does the settlement have to do
20 with the extraterritoriality question?

21 MR. SHEEHAN: Well, I'm not sure I could tell you
22 that yet because I haven't seen their papers. All I'm
23 seeing is, is the application. But they're -- they're
24 obviously thinking it has something to do with the fact that
25 we shouldn't be continued to go around as it were to

1 liquidation when they've actually already settled it. But
2 there's lots of moving parts there.

3 So in any event --

4 THE COURT: But Seretti & Grasso didn't settle,
5 did they?

6 MR. SHEEHAN: Pardon? No. They -- Seretti &
7 Grasso?

8 THE COURT: Yeah.

9 MR. SHEEHAN: Well, the entities that it also sued
10 were, you know, the Laperla (ph) trust and the other trusts
11 in there which is eluding me. But in any event, those two
12 trusts were also sued. And I'm getting into the balance of
13 this, but there was \$300 million that we found in BVI early.
14 We went in and were able to have the BVI court to freeze
15 that.

16 Then the other party showed up and we all came to
17 an agreement that until there was a court decision we're --
18 wherever that might be, BVI, Bermuda or here, that that
19 money would remain there. And the -- they -- Seretti &
20 Grasso claimed, of course, it was the trust's money and that
21 they should get it.

22 That money, and we don't have any idea of how
23 much, you know, in real detail, is actually being used to
24 fund this settlement. And we're objecting and we'll see
25 where that all goes.

1 But that's where -- all that activity orbits
2 around Bermuda where most of the activity takes place
3 because that's where Kingate Management was and that's where
4 Euro and the liquidators are. So we have a busy schedule
5 down there.

6 And last but not least, and they're directly
7 involved in this, too, is Brown Jacobson which has the
8 largest amount that they're seeking of foreign counsel. And
9 the foreign counsel in that case are assisting us with
10 regard to, for example, we were just on the phone with them
11 yesterday, not that that's in the reporting period, but it's
12 a good example of what happens, is that we are looking to --
13 the process and procedures that transpire in Bermuda with
14 regard to the settlement and looking to get a foreign law
15 affidavit prepared in anticipation of the motion practice
16 that will occur in the Second Circuit.

17 So they arranged for that. There are solicitors
18 there. They can then provide expert opinion and submit that
19 to the Court.

20 And that's an example of what we do all the time.
21 We do have a protective action there, too. Again, we want
22 to try the Kingate case here. So we have not moved that
23 case along, but they stay on top of it and make sure that,
24 you know, it's still preserved. They also assist us in
25 discovery throughout the EEU. There is still going on, and

1 I think Your Honor sees the serve at the end of the game
2 when you saw last year that we were able to settle Athema
3 (ph) International and some of those large settlements we
4 had. They came about as a result of the enormous activity
5 that was taking place in Europe with regard to documents and
6 statements being taken through our Austria counsel, English
7 counsel, and Lichtenstein counsel.

8 So -- and it's that kind of discovery that's
9 really still going to be going on and -- I'm losing -- I got
10 too many ABAs and Anabros and everything running around in
11 my head here. But that case, Mr. Bell can comment -- no,
12 you can't? Okay.

13 In any event, we have this case going on. You
14 know, as Your Honor knows, we just had a partial settlement
15 in it, but the rest of the case is continuing. We have an
16 issue there about again equitable subordination that Your
17 Honor knows is something --

18 UNIDENTIFIED SPEAKER: Alpha Prime.

19 MR. SHEEHAN: -- that we're -- pardon?

20 UNIDENTIFIED SPEAKER: Alpha Prime.

21 MR. SHEEHAN: Alpha Prime. That's it.

22 So in that case we're -- we allowed ourselves I
23 think 15 months for discovery in the order that Your Honor
24 entered and the reason being is most of that discovery would
25 probably be taking place in Europe and that's where most of

1 the statements and documents will come from.

2 So a lot of -- as much as Your Honor sees an
3 enormous amount of activity here, there's a lot of activity
4 that takes place in foreign courts on a regular basis and
5 that's where those foreign counsel come in.

6 And I never like to end my application before Your
7 Honor without mentioning the folks who had -- with Mr.
8 Nisselson and his fine firm and the work that they've done
9 for us throughout, not only on cases that -- of which we
10 have conflicts, but we've called upon them to assist us, for
11 example, on the appeal of extraterritoriality. There's a
12 lot of additional work there, et cetera.

13 So -- and, of course, Young Conaway has done a
14 very fine job as well.

15 So, Your Honor, I would ask that you enter the
16 order that we've requested and allow all the applications
17 for fees.

18 Thank you.

19 THE COURT: Thank you.

20 MR. BELL: Good morning, Your Honor.

21 THE COURT: Good morning.

22 MR. BELL: Kevin Bell for SiPC.

23 When Mr. Sheehan was talking about Mr. Seretti &
24 Mr. Grasso and mentioned Laperla trust I would have to say
25 the Panama papers came to my mind because those trusts are

1 Panamanian. So -- and that's going to be taking a long
2 while.

3 Your Honor, SiPC has reviewed all of the
4 applications, has reviewed all the invoices, has reviewed
5 every entry in all those invoices and made comments and
6 suggestions to Baker and Windels regarding their
7 applications and all the applications that are before the
8 Court as we have done for all the days of this liquidation
9 proceeding.

10 And I will note in our recommendation, in SiPC's
11 recommendation on Baker at paragraph 5 we show how that has
12 resulted in a reduction from the normal rates charged by
13 Baker Hostetler and in paragraph 3 of Windels has -- how
14 that has resulted in a reduction from the normal rates
15 charged.

16 And I will go through as I have, and this is the
17 26th occasion to appear before the Court on fee
18 applications, SiPC Section 78 eee(b)(5)(A) and (b)(5)(C)
19 talk about the standard at this point in time with the last
20 allocation motion this Court approved and the distribution
21 that occurred in February. Victims of this case that shall
22 have allowed claims have received 63.904 cents on every
23 dollar of their claim. And we persist going forward.

24 As Mr. Sheehan has so wonderfully articulated to
25 the Court the worldwide effort that we seek, and I agree

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1 with Mr. Sheehan as recently as Monday, the Supreme Court
2 came down with more guidance on extraterritorial application
3 of United States laws in the Jesper (ph) case. A wonderful
4 read, bedtime reading.

5 The -- there is no reasonable expectation at this
6 moment in time and our last discussion, Your Honor, on fees.
7 I may have been too overly enthusiastic about --

8 THE COURT: Let's say optimistic.

9 MR. BELL: Optimistic, Your Honor, I will adopt
10 your word, in where we will end up. In the -- all the days
11 of this case I have been exuberant and optimistic in the
12 results that we will achieve because that's the statutory
13 purpose is to get back money that has been entrusted to
14 broker dealers that is governed by the SEC rules that were
15 promulgated as a result of the enactment of the Securities
16 Investor Protection Act that brokers are supposed to protect
17 customer assets from the moment they're entrusted. And that
18 should occur and if it doesn't then the SiPC liquidation
19 mandate is to try and fulfill customers' expectations. And
20 the results so far have exceeded some people's expectations.

21 I would recommend on this, and I know you're
22 expecting me to say this on this 3,415th day which has been
23 81,960 hours or thereabouts since you asked me that last
24 time and I was stunned --

25 THE COURT: But they've billed for even more time

1 than that. How can it be?

2 (Laughter)

3 MR. BELL: Your Honor, I read all those fee
4 applications and fee invoices and it's -- it's a 24/7 or
5 36/12 effort depending on --

6 THE COURT: They keep going west. That's how they
7 do it, I guess.

8 MR. BELL: Yeah. Well, they still go on as we go
9 through all the litigation that Mr. Sheehan has talked about
10 and the various special counsel including Windels Marx which
11 I know are intimately involved in a lot of the high level
12 litigation that's going on at the circuit with regard to
13 this.

14 And I will not take Mr. Sheehan's bait and mention
15 the number of seconds that have been, but that's at
16 fingertip knowledge.

17 But I would ask the Court to approve the fee
18 applications based on our recommendation and review as the
19 statute contemplates and in the Court's discretion as
20 allowed by the -- in this unique liquidation proceeding
21 under federal law.

22 THE COURT: Thank you.

23 MR. BELL: Thank you.

24 THE COURT: Does anyone else want to be heard?

25 All right. Based on SiPC's recommendation and the

1 fact that it is unlikely that we'll get through the SiPC
2 customer estate claims and to the general claims I'll
3 approve the fees. You can submit an order.

4 MR. SHEEHAN: Thank you very much, Your Honor.

5 MR. BELL: Thank you.

6 THE COURT: Thank you.

7 (Whereupon, these proceedings were concluded at 10:56
8 a.m.)

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1	I N D E X	
2	RULINGS	
3		PAGE
4	Hearing re: Submission of Dean Loren, Executor of	
5	the Evelyn Goldberg Estate, dated Jan 24, 2018	
6	(ECF Doc #17160)	--
7		
8	Application for interim professional compensation	
9	Twenty-Sixth Application of Trustee and Baker &	
10	Hostetler, LLP for allowance of interim compensation	
11	for services rendered and reimbursement of actual and	
12	necessary expenses incurred from August 1, 2017	
13	through November 30, 2017 for Baker & Hostetler,	
14	LLP, Trustee's Attorney, period: 08/01/2017 to	
15	11/30/2017, fee \$34,131,524.04, expenses	
16	\$290,520.17	46
17		
18	Application for interim professional compensation	
19	application of Schiltz & Schiltz as special counsel	
20	to the trustee for allowance of interim compensation	
21	for services rendered and reimbursement of expenses	
22	incurred from August 1, 2017 through November 30, 2017	
23	for Schiltz & Schiltz, special counsel, period:	
24	08/01/2017 to 11/30/2017, fee \$47,892.27, expenses:	
25	\$3,113.00	46

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4	Application for interim professional compensation	
5	application of Higgs & Johnson (Formerly Higgs Johnson	
6	Truman Bodden & Co) as special counsel to the trustee	
7	for allowance of interim compensation for services	
8	rendered and reimbursement of expenses incurred from	
9	August 1, 2017 through November 30, 2017 for Higgs &	
10	Johnson, special counsel, period: 08/01/2017 to	
11	11/30/2017, fee \$41,093.36, expenses: \$3,906.44	46
12		
13	Application for interim professional compensation	
14	application of Soroker Agmon Nordman as special	
15	counsel to the trustee for allowance of interim	
16	compensation for services rendered and reimbursement	
17	of expenses incurred from August 1, 2017 through	
18	November 30, 2017 for Soroker Agmon Nordman, special	
19	counsel, period: 08/01/2017 to 11/30/2017, fee	
20	\$485,357.61, expenses: \$10,967.12	46
21		
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1	I N D E X	
2	RULINGS	
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4	Application for interim professional compensation	
5	application of Graf & Pitkowitz Rechtsanwalte GmbH as	
6	special counsel to the trustee for allowance of interim	
7	compensation for services rendered and reimbursement of	
8	expenses incurred from August 1, 2017 through November	
9	30, 2017 for Graf & Pitkowitz Rechtsanwalte GmbH,	
10	special counsel, period: 08/01/2017 to 11/30/2017,	
11	fee \$10,997.11, expenses: \$46.98	46
12		
13	Application for interim professional compensation/	
14	Twenty-Fifth application of Windels Marx Lane &	
15	Mittendorf, LLP for allowance of interim compensation	
16	for services rendered and reimbursement of actual and	
17	necessary expenses incurred from August 1, 2017 through	
18	November 30, 2017 for Windels Marx Lane & Mittendorf,	
19	LLP, special counsel period: 08/01/2017 to 11/30/2017,	
20	fee \$2,100,296.00, expenses: \$16,306.87	46
21		
22		
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24		
25		

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1	I N D E X	
2	RULINGS	
3		PAGE
4	Application for interim professional compensation	
5	application of SCA Creque as special counsel to the	
6	trustee for allowance of interim compensation for	
7	services rendered from August 2, 107 through November	
8	30, 2017 for SCA Creque, special counsel, period:	
9	08/01/2017 to 11/30/2017, fee \$11,589.71, expenses:	
10	\$0.00	46
11		
12	Application for interim professional compensation	
13	application of Young Conaway Stargatt & Taylor, LLP,	
14	as special counsel to the trustee for allowance of	
15	interim compensation for services rendered and	
16	reimbursement of expenses incurred from August 1,	
17	2017 through November 30, 2017 for Young, Conaway,	
18	Stargatt & Taylor, special counsel, period: 08/01/2017	
19	to 11/30/2017, fee \$141,485.22, expenses: \$5,414.05	46
20		
21		
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1	I N D E X	
2	RULINGS	
3		PAGE
4	Application for interim professional compensation	
5	application of Williams Barristers & Attorneys as	
6	special counsel to the trustee for allowance of interim	
7	compensation for services rendered from August 1, 2017	
8	through November 30, 2017 for Williams Barristers &	
9	Attorneys, special counsel, period: 08/01/2017 to	
10	11/30/2017, fee \$302,928.61 expenses: \$0.00	46
11		
12	Application for interim professional compensation	
13	application of UGGC & Associes as special counsel to	
14	the trustee for allowance of interim compensation for	
15	services rendered from August 1, 2017 through November	
16	30, 2017 for UGGC & Associes, special counsel, period:	
17	08/01/2017 to 11/30/2017, fee \$71,205.95, expenses:	
18	\$1,816.17	46
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1	I N D E X	
2	RULINGS	
3	PAGE	
4	Application for interim professional compensation	
5	application of Browne Jacobson, LLP as special counsel	
6	to the trustee for allowance of interim compensation	
7	for services rendered and reimbursement of actual and	
8	necessary expenses incurred from August 1, 2017	
9	through November 30, 2017 for Browne Jacobson, LLP,	
10	special counsel, period: 08/01/2017 to 11/30/2017,	
11	fee \$986,539.78, expenses: \$17,040.11	46
12		
13	Application for interim professional compensation	
14	application of Eugene F. Collins as special counsel to	
15	the trustee for allowance of interim compensation for	
16	services rendered from August 1, 2017 through November	
17	30, 2017 for Eugene F. Collins, special counsel, period:	
18	08/01/2017 to 11/30/2017, fee \$9,279.67, expenses:	
19	\$0.00	46
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1	I N D E X	
2	RULINGS	
3	PAGE	
4	Application for interim professional compensation	
5	application of Cochran Allan as special counsel to the	
6	trustee for allowance of interim compensation for	
7	services rendered from August 1, 2017 through November	
8	30, 2017 for Cochran Allan, special counsel, period:	
9	08/01/2017 to 11/30/2017, fee \$504.90, expenses: \$0	46
10		
11	Application for interim professional compensation	
12	application of The Scaletta Law Firm, Pllc as special	
13	counsel to the trustee for allowance of interim	
14	compensation for services rendered from August 1,	
15	2017 through November 30, 2017 for The Scaletta Law	
16	Firm, PLCC, special counsel, period: 08/01/2017 to	
17	11/30/2017, fee \$21,721.05, expenses: \$280.16	46
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1	I N D E X	
2	RULINGS	
3		PAGE
4	Application for interim professional compensation	
5	application of Robbins, Russell, Englert, Orseck,	
6	Untereiner & Sauber, LLP as special counsel to the	
7	trustee for allowance of interim compensation for	
8	services rendered from September 22, 2017 through	
9	November 30, 2017 for Robbins, Russell, Englert,	
10	Orseck, Untereiner & Sauber, LLP, special counsel,	
11	period: 09/22/2017 to 11/30/2017, fee \$62,172.00,	
12	expenses: \$493.37	46
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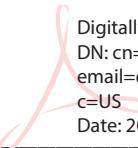
1 C E R T I F I C A T I O N

2

3 I, Sherri Breach, certify that the foregoing transcript
4 is a true and accurate record of the proceedings.

5

Sherri L
6 Breach



Digitally signed by Sherri L Breach
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email=digital1@veritext.com,
c=US
Date: 2018.04.26 14:45:00 -04'00'

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Sherri L. Breach

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12 Date: April 26, 2018

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